

Resolution No. 2022-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS (BOCC) OF PALM BEACH COUNTY, FLORIDA, SUPPORTING THE CONSTRUCTION OF HONORARY DESIGNATION MARKERS ON A PORTION OF S.R. 715/BACOM POINT ROAD BETWEEN W. MORGAN ROAD AND S.W. 14TH STREET IN PALM BEACH COUNTY IN HONOR OF FALLEN DEPUTY SHERIFFS DONTA MANUEL AND JONATHAN WALLACE; RECOGNIZING THE FLORIDA DEPARTMENT OF TRANSPORTATION AS THE AGENCY RESPONSIBLE FOR THE DESIGNATION MARKERS; PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, In the early morning hours of November 28, 2007, Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace, as well as several other PBSO deputies, were responding to a report of a stolen vehicle in progress in Belle Glade; and

WHEREAS, While participating in a tactical initiative to apprehend the fleeing stolen vehicle, Deputy Sheriff Manuel, along with Deputy Sheriff Wallace, were struck by one of the pursuing patrol cars while attempting to remove stop sticks from the roadway on State Road (S.R.) 715, near Lake Okeechobee, and both deputies were killed instantly; and

WHEREAS, Deputy Sheriff Manuel was 33 years old and served with the Palm Beach County Sheriff's Office for 13 years. Deputy Sheriff Wallace was 23 years of age and served with the Palm Beach Sheriff's Office for 18 months; and

WHEREAS, the passage of Senate Bill 160 during the 2022 Legislative Session, provides for the construction of honorary designations of certain transportation facilities in specified counties and directs the Florida Department of Transportation (FDOT) to construct suitable markers; and

WHEREAS, FDOT has been directed to construct suitable markers designating that portion of S.R. 715/Bacom Point Road between W. Morgan Road and S.W. 14th Street in Palm Beach County as "Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway;" and

WHEREAS, the roadway is within FDOT's jurisdictional limits, and FDOT will be responsible for the design, construction, and maintenance of the honorary designation markers; and

WHEREAS, Section 334.071(3), Florida Statutes, requires that the appropriate city or county commission pass a resolution in support of any proposed honorary designation markers prior to their construction; and

WHEREAS, the roadway where the proposed honorary designation will be constructed lies within Palm Beach County.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. The foregoing "Whereas" clauses are true and correct and are made part of this Resolution.

Section 2. The Board of County Commissioners of Palm Beach County, Florida (Board) recognizes FDOT as the agency responsible for the design, construction, and maintenance of the honorary designation markers.

Section 3. The Board supports this Resolution.

Section 4. SEVERABILITY.

If any portion of the Resolution is determined by any court to be invalid, the invalid portion shall be stricken, and such striking shall not affect the validity of the remainder of this Resolution. If any court determines that this Resolution, or any portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies), property(ies), or circumstance(s), such determination shall not affect the applicability hereof to any other individual, group, entity, property, or circumstance.

Section 5. EFFECTIVE DATE.

This Resolution shall become effective immediately upon its adoption.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

- ROBERT S. WEINROTH, Mayor -
- GREGG K. WEISS, Vice Mayor -
- COMMISSIONER MARIA MARINO -
- COMMISSIONER DAVID KERNER -
- COMMISSIONER MARIA SACHS -
- COMMISSIONER MELISSA MCKINLAY -
- COMMISSIONER MACK BERNARD -

The Mayor thereupon declared the resolution duly passed and adopted on this _____ day of _____, 2022.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS
JOSEPH ABRUZZO, CLERK

BY: Anne Helfant

Anne Helfant
Senior Assistant County Attorney

BY: _____

Deputy Clerk